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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 CENTEX HOMES, a Nevada general  
partnership,

11 Plaintiff,

12 v.

13 FINANCIAL PACIFIC INSURANCE  
14 COMPANY, a California corporation;  
15 EVEREST NATIONAL INSURANCE  
16 COMPANY, a Delaware corporation; ST.  
17 PAUL FIRE AND MARINE INSURANCE  
18 COMPANY, a Connecticut corporation;  
19 ARCH SPECIALTY INSURANCE  
20 COMPANY, a Nebraska corporation;  
21 INTERSTATE FIRE & CASUALTY  
22 COMPANY, an Illinois corporation;  
23 LEXINGTON INSURANCE COMPANY,  
24 a Delaware corporation; NAVIGATORS  
25 SPECIALTY INSURANCE COMPANY, a  
New York corporation; FEDERAL  
INSURANCE COMPANY, an Indiana  
corporation; FIRST MERCURY  
INSURANCE COMPANY, an Illinois  
corporation; FIRST SPECIALTY  
INSURANCE CORPORATION, a  
Missouri corporation; and AXIS SURPLUS  
INSURANCE COMPANY, an Illinois  
corporation,

26 Defendants.  
27

Case No.: 2:19-cv-01284-JCM-VCF

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE OF DEFENDANT  
INTERSTATE FIRE & CASUALTY  
COMPANY AND ORDER**


IT IS HEREBY STIPULATED by and between Plaintiff CENTEX HOMES ("Plaintiff") and Defendant INTERSTATE FIRE & CASUALTY COMPANY ("Defendant"), through their respective attorneys of record, that Plaintiff's Complaint filed against Defendant shall be dismissed with prejudice pursuant to FRCP 41(a)(2). Each party shall bear their own attorneys' fees and costs.

Dated: August 16, 2021	Dated: August 16, 2021
PAYNE & FEARS LLP	CARMAN COONEY FORBUSH PLLC
By: <u>/s/ Sarah J. Odia</u> Sarah J. Odia, Esq. 6385 S. Rainbow Blvd, Suite 220 Las Vegas, NV 89118 (702) 851-0300	By: <u>/s/ Benjamin J. Carman</u> Benjamin J. Carman, Esq. 4045 Spencer Street, Suite A47 Las Vegas, NV 89119 (702) 421-0111
Attorneys for Plaintiff CENTEX HOMES	Attorneys for Defendant INTERSTATE FIRE & CASUALTY COMPANY

### ORDER

IT IS SO ORDERED that Plaintiff's claims against Defendant Interstate Fire & Casualty Company in the instant matter, Case No. 2:19-cv-01284-JCM-VCF, are dismissed with prejudice. Plaintiff and Defendant shall bear their own attorneys' fees and costs.

DATED: August 19, 2021

  
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JAMES C. MAHAN  
UNITED STATES DISTRICT COURT JUDGE